# Translation

### TENT COOPERATION TREATY



## **PCT**

## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

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pplicant's or agent's file reference  LEA36202-WO  FOR FURTHER ACTION  See Notification of Transmittal of Inter Preliminary Examination Report (Form PCT/IPE		Examination Report (Form PC1/IPBA/416)		
International application No. PCT/EP2003/006511	International filing date (a 20 June 2003 (20		Priority date (day/month/year) 03 July 2002 (03.07.2002)	
International Patent Classification (IPC) or a C07D 277/36	national classification and IF	PC .		
Applicant	BAYER CROPSO	CIENCE AG		
and is transmitted to the applicant  2. This REPORT consists of a total of the applicant of	f 2 sheets, in nied by ANNEXES, i.e., sheets are Administrative Instruction	cluding this cover eets of the descrip containing rectifiens as under the PCT)	tion, claims and/or drawings which have been cations made before this Authority (see Rule	
These annexes consist of a total of sheets.				
3. This report contains indications relating to the following items:  Basis of the report				
II Priority  Non-establishment of opinion with regard to novelty, inventive step and industrial applicability  IV Lack of unity of invention  V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement  VI Certain documents cited  VII Certain defects in the international application  VIII Certain observations on the international application				
Date of submission of the demand		Date of completi	on of this report	
19 December 2003 (19.12.2003)			14 April 2004 (14.04.2004)	
Name and mailing address of the IPEA/EP		Authorized offic	cer	
Facsimile No.		Telephone No.		

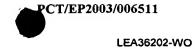
#### I. Basis of the report

The basis of international preliminary examination report is the application as originally filed.

V. Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability

In light of the documents cited in the international search report, it is considered that the invention as defined in at least some of the claims does not appear to meet the criteria mentioned in Article 33(1) PCT, i.e. does not appear to be novel and/or to involve an inventive step (see international search report, in particular the documents cited X and/or Y and corresponding claim references).

#### PCT-ANTRAG



#### Original (für EINREICHUNG ) - gedruckt am 12.05.2003 09:57:28 AM

VIII-3-1	Erklärung: Berechtigung, Priorität zu beanspruchen			
	Erklärung hinsichtlich der Berechtigung des Anmelders, zum Zeitpunkt des internationalen Anmeldedatums, eine Priorität zu beanspruchen, in Fällen, in denen der Anmelder nicht der Anmelder der früheren Anmeldung, deren Priorität beansprucht wird, ist oder in Fällen, in denen sich der Name des Anmelders seit dem Einreichen der früheren Anmeldung geändert hat (Regeln 4.17 Ziffer iii und 51bis.1 Absatz a Ziffer iii):	in bezug auf diese internationale Anmeldung		
Name:		BAYER CROPSCIENCE AG		
		ist kraft des nachfolgend Aufgeführten berechtigt, die Priorität der früheren		
		Anmeldung Nr. 10229776.2 zu		
		beanspruchen:		
VIII-3-1		auf Grund einer Vereinbarung zwischen		
(iii)		Bayer AG und Bayer CropScience AG vom 14		
		April 2003 (14.04.2003)		
VIII-3-1	Diese Erklärung wird abgegeben im Hinblick auf:	alle Bestimmungsstaaten		
(ix)				